

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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IN RE TREMONT SECURITIES LAW,  
STATE LAW AND INSURANCE  
LITIGATION

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Master File No.  
08 Civ. 11117 (TPG)

ECF Case

**NOTICE BY FUTURESELECT PRIME ADVISOR II LLC,  
THE MERRIWELL FUND L.P. AND TELESIS IIW, LLC'S MOTION CONCERNING  
THE \$1.5 BILLION FUND DISTRIBUTION ACCOUNT (FDA) TO  
[1] CERTIFY FDA SUBCLASSES AND [2] APPOINT SEPARATE FDA SUBCLASS COUNSEL**

PLEASE TAKE NOTICE that upon this Notice of Motion and the accompanying Memorandum of Law in Support of FutureSelect Prime Advisor II LLC, The Merriwell Fund, L.P., and Telesis IIW, LLC's (collectively, "FutureSelect") Motion to [1] Certify Subclasses and [2] Appoint Separate Counsel for those Subclasses concerning the \$1.5 billion Fund Distribution Account, and all prior pleadings and proceedings herein, FutureSelect will move before the Honorable Thomas P. Griesa, at the United States Courthouse, 500 Pearl Street, Courtroom 26B, New York, New York 10007, at a date and time to be determined by the Court, for an Order

designating subclasses and appointing separate counsel for those subclasses.

Dated: June 25, 2015

Respectfully Submitted,

THOMAS, ALEXANDER & FORRESTER LLP

/s/ Mark Forrester

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